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Attorneys for Plaintiff

**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**  
**SAN JOSE DIVISION**

ROBERT BERG, Derivatively on Behalf of  
INTUITIVE SURGICAL, INC.,

Plaintiff,

vs.

GARY S. GUTHART, MARSHALL L.  
MOHR, LONNIE M. SMITH, DAVID J.  
ROSA, MARK J. MELTZER, JEROME J.  
MCNAMARA, AUGUSTO V. CASTELLO,  
SALVATORE J. BROGNA, COLIN  
MORALES, CRAIG H. BARRATT, ERIC H.  
HALVORSON, AMAL M. JOHNSON, ALAN  
J. LEVY, FLOYD D. LOOP, MARK J.  
RUBASH, GEORGE STALK JR.,

Defendants,

– and –

INTUITIVE SURGICAL, INC.,

Nominal Party.

Case No.

CERTIFICATION OF INTERESTED  
ENTITIES OR PERSONS

DEMAND FOR JURY TRIAL

1 Pursuant to Civil L.R. 3-16, the undersigned certifies that as of this date, other than the named  
2 parties, there is no such interest to report.

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4 DATED: February 3, 2014

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